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## PATENT APPLICATION TRANSMITTAL LETTER

(Large Entity)

Docket No.

50623.132

TO THE COMMISSIONER FOR PATENTS

J1046 U.S. PTO  
09/966036  
09/28/01

Transmitted herewith for filing under 35 U.S.C. 111 and 37 C.F.R. 1.53 is the patent application of:

Dorrie M. Happ

For: A Medical Device Containing Light-Protected Therapeutic Agent And A Method For Fabricating Thereof

Enclosed are:

- Certificate of Mailing with Express Mail Mailing Label No. EL852371057US
- 6 sheets of Informal drawings (Figures 1, 2A, 2B, 2C, 2D, 2E)
- Assignment including Form PTO-1595.
- Declaration       Signed       Unsigned.
- Power of Attorney
- Information Disclosure Statement
- Preliminary Amendment
- Other: Request and Certification Under 35 USC Section 122(b)(2)(B)(i)

## CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	24	- 20 =	4	x \$18.00	\$72.00
Indep. Claims	2	- 3 =	0	x \$80.00	\$0.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				\$0.00
				BASIC FEE	\$710.00
				TOTAL FILING FEE	\$782.00

- A check in the amount of \$782.00 to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge and credit Deposit Account No. 07-1850 as described below. A duplicate copy of this sheet is enclosed.
  - Charge the amount of \_\_\_\_\_ as filing fee.
  - Credit any overpayment.
  - Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
  - Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: 09/28/01

*Victor Repkin*  
Signature

Express Mail Number EC852371057US

PTO/SB/35 (11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST AND CERTIFICATION UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

	First Named Inventor	Dorrie M. Happ
Title	A Medical Device Containing Light-Protected Therapeutic Agent And A Method For Fabricating Thereof	
Atty Docket Number	50623.132	

I hereby certify that the invention disclosed in the attached application **has not and will not be the subject of an application filed in another country, or under a multinational agreement, that requires publication at eighteen months after filing.** I hereby request that the attached application not be published under 35 U.S.C. 122(b).

09/28/01

Date



Signature

Victor Repkin  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing.**

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

**Burden Hour Statement:** This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231